

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

IN RE APPLICATION

OF: HÖSSEL ET AL.

SERIAL No. 09/604,001

FILED: JUNE 26, 2000

FOR: USE OF CROSSLINKED CATIONIC POLYMERS IN SKIN COSMETIC  
AND DERMATOLOGICAL PREPARATIONS

DOCKET No.: PF50105

CONFIRMATION No.: 2632

GROUP ART UNIT: 1615

EXAMINER: B. M. FUBARA

Honorable Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REPLY BRIEF UNDER 37 C.F.R. §41.41

Sir:

The following remarks and observations are made in reply to the Examiner's Answer dated June 25, 2007. It is respectfully submitted that appellants stand by their position taken in the main Brief on Appeal.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, to Deposit Account No. 14.1437. Please credit any excess fees to such deposit account.

Respectfully submitted,

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R E M A R K S

It is noted that the Examiner's Answer mailed on June 25, 2007, is a copy of the Examiner's Answer dated February 08, 2007, the only difference being that a section addressing related proceedings was been added on page 11 of the most recent Examiner's Answer.

Appellants' remarks made in their Reply Brief filed on April 09, 2007, are therefore fully applicable to the most recent Examiner's Answer, and the respective paper is herewith incorporated by reference.

Appellants respectfully reiterate their request that the Examiner's rejection

- of appellants' Claims 1 to 13 and 15 under 35 U.S.C. §103(a) based on the teaching of *Uhl et al.*,
- of appellants' Claims 1 to 13 and 15 under 35 U.S.C. §103(a) based on the teaching of *Tropsch et al.*, and
- of appellants' Claims 1 to 13 and 15 under the judicially created doctrine of obviousness-type double patenting based on Claims 1 to 13 of *Tropsch et al.*;

be reversed. Favorable action is solicited.